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10 Attorneys for Plaintiff Hewlett-Packard Company

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN FRANCISCO DIVISION**

14 IN RE OPTICAL DISK DRIVE PRODUCTS
15 ANTITRUST LITIGATION

MDL Docket No. 3:10-md-02143-RS-JCS

16 This Document relates to:

Case No. 3:13-cv-5371-RS

17 Hewlett-Packard Company,

**STIPULATION AND [PROPOSED]
ORDER REGARDING SERVICE OF
PROCESS**

18 Plaintiff,

Judge Richard Seeborg

19 v.

20 LG Electronics, Inc.; LG Electronics USA,
Inc.; Hitachi-LG Data Storage, Inc.;
Hitachi-LG Data Storage Korea, Inc.;
Koninklijke Philips N.V.; Lite-On IT
22 Corporation of Taiwan; BenQ Corporation;
Philips BenQ Digital Storage; BenQ America
Corporation; Philips & Lite-On Digital
Solutions Corporation; Philips & Lite-On
24 Digital Solutions USA, Inc.; Pioneer
Corporation; Pioneer North America, Inc.;
Pioneer Electronics (USA) Inc.; Pioneer High
Fidelity Taiwan Co., Ltd.; Sharp Corporation;
26 and Pioneer Digital Design & Manufacturing
Company,

27 Defendants.

STIPULATION

It is stipulated by and between the undersigned parties, by their respective attorneys, that:

1. Undersigned Counsel of EIMER STAHL LLP agree to accept service of the complaint in *Hewlett-Packard Company v. LG Electronics, Inc., et al.*, Case No. 3:13-cv-05371-RS, on behalf of Defendants LG Electronics, Inc. (“LG Electronics”) and LG Electronics USA, Inc. (“LG Electronics USA”). LG Electronics and LG Electronics USA shall have until Thursday, April 17, 2014 to file a response thereto.

2. Undersigned Counsel of ROPES & GRAY LLP agree to accept service of the complaint in *Hewlett-Packard Company v. LG Electronics, Inc., et al.*, Case No. 3:13-cv-05371-RS, on behalf of Defendants Hitachi-LG Data Storage, Inc. (“HLDS”) and Hitachi-LG Data Storage Korea, Inc. (“HLDS Korea”). HLDS and HLDS Korea shall have until Thursday, April 17, 2014 to file a response thereto.

3. Undersigned Counsel of BAKER BOTTS LLP agree to accept service of the complaint in *Hewlett-Packard Company v. LG Electronics, Inc., et al.*, Case No. 3:13-cv-05371-RS, on behalf of Defendants Koninklijke Philips N.V., Philips & Lite-On Digital Solutions Corporation, Philips & Lite-On Digital Solutions USA, Inc., and Lite-On IT Corporation of Taiwan (collectively, the “PLDS Defendants”). The PLDS Defendants shall have until Thursday, April 17, 2014 to file a response thereto.

4. Undersigned Counsel of DICKSTEIN SHAPIRO LLP agree to accept service of the complaint in *Hewlett-Packard Company v. LG Electronics, Inc., et al.*, Case No. 3:13-cv-05371-RS, on behalf of Defendants BenQ Corporation and BenQ America Corp. (collectively, the “BenQ Defendants”). The BenQ Defendants shall have until Thursday, April 17, 2014 to file a response thereto.

5. Undersigned Counsel of JONES DAY agree to accept service of the complaint in *Hewlett-Packard Company v. LG Electronics, Inc., et al.*, Case No. 3:13-cv-05371-RS, on behalf of Defendants Pioneer Corporation, Pioneer North America, Inc., Pioneer Electronics (USA) Inc., Pioneer High Fidelity Taiwan Co., Ltd., and Pioneer Digital Design & Manufacturing Company (collectively, the “Pioneer Defendants”). The Pioneer Defendants shall have until Thursday,

1 April 17, 2014 to file a response thereto.

2 6. This Stipulation does not constitute a waiver by Defendants of any defense,
3 including but not limited to those defenses provided under Rule 12 of the Federal Rules of Civil
4 Procedure.

5 7. To the extent any Defendant or Defendants move to dismiss the Complaint under
6 Rule 12(b)(6) of the Federal Rules of Civil Procedure or otherwise, the parties shall work in good
7 faith to reach an agreed-upon briefing schedule that they shall present to the Court no later than
8 Thursday, May 1, 2014, but in no event shall Hewlett-Packard's response to any such motion(s)
9 be due before Monday, June 16, 2014.

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1 IT IS SO STIPULATED.

2 Dated: January 17, 2014

**BARTLIT BECK HERMAN PALENCHAR
& SCOTT LLP**

3 /s/ Lester C. Houtz

4 Lester C. Houtz

5 Attorneys for Plaintiff

6 HEWLETT-PACKARD COMPANY

7 Dated: January 17, 2014

EIMER STAHL LLP

8 /s/ Nathan P. Eimer

9 Nathan P. Eimer

10 Attorneys for Defendants

11 LG Electronics, Inc. and LG Electronics USA,
12 Inc.

13 Dated: January 17, 2014

ROPES & GRAY LLP

14 /s/ Mark S. Popofsky

15 Mark S. Popofsky

16 Attorneys for Defendants

17 Hitachi-LG Data Storage, Inc. and Hitachi-LG
18 Data Storage Korea, Inc.

19 Dated: January 17, 2014

BAKER BOTTS LLP

20 /s/ John M. Taladay

21 John M. Taladay

22 Attorneys for Defendants

23 Koninklijke Philips N.V.; Philips & Lite-On
24 Digital Solutions Corporation; Philips & Lite-
On Digital Solutions USA, Inc.; Lite-On It
Corporation of Taiwan

25 Dated: January 17, 2014

DICKSTEIN SHAPIRO LLP

26 /s/ Joel B. Kleinman

27 Joel B. Kleinman

28 Attorneys for Defendants

STIPULATION AND [PROPOSED] ORDER REGARDING SERVICE OF PROCESS – CASE NO. 3:13-cv-05371-RS

1 Dated: January 17, 2014

JONES DAY

2 /s/ Eric P. Enson

3 Eric P. Enson

4 Attorneys for Defendants

Pioneer North America, Inc.; Pioneer

5 Electronics (USA) Inc.; Pioneer Corporation

and Pioneer High Fidelity Taiwan Co., Ltd.

6 **ATTESTATION**

7 Pursuant to Rule 5-1(i)(3) of the Local Rules of Practice in Civil Proceedings Before the
8 United States District Court for the Northern District of California, I hereby attest that
9 concurrence in the filing of this document has been obtained from each of the other signatories.

10 Dated: January 17, 2014

/s/ Lester C. Houtz

11 Lester C. Houtz

12 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

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14 Dated: 1 / 24 /, 2014



15 Honorable Richard Seborg
16 United States District Judge

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